

Missouri Department of Natural Resources



PUBLIC NOTICE

DRAFT MISSOURI STATE OPERATING PERMIT

DATE: May 5, 2006

In accordance with the state Clean Water Law, Chapter 644, RSMo, Clean Water Commission regulation 10 CSR 20-6.010, and the federal Clean Water Act, the applicants listed herein have applied for authorization to either discharge to waters of the state or to operate a no-discharge wastewater treatment facility. The proposed permits for these operations are consistent with applicable water quality standards, effluent standards and/or treatment requirements or suitable timetables to meet these requirements (see 10 CSR 20-7.015 and 7.031). All permits will be issued for a period of five years, unless noted otherwise in the Public Notice for that discharge.

On the basis of preliminary staff review and the application of applicable standards and regulations, the Missouri Department of Natural Resources (MDNR), as administrative agent for the Missouri Clean Water Commission, proposes to issue a permit(s) subject to certain effluent limitations, schedules, and special conditions. The proposed determinations are tentative pending public comment.

Persons wishing to comment on the proposed permit conditions are invited to submit them in writing to the Department of Natural Resources, Southeast Regional Office, 2155 N. Westwood Blvd., Poplar Bluff, Missouri, 63901, ATTN: Gary L. Gaines, P.E., Regional Director. Please include the permit number in all comment letters.

Comments should be confined to the issues relating to the proposed action and permit(s) and the effect on water quality. The MDNR may not consider as relevant comments or objections to a permit based on issues outside the authority of the Clean Water Commission, (see Curdt v. Mo. Clean Water Commission, 586 S.W.2d 58 Mo. App. 1979).

All comments must be postmarked by June 4, 2006 or received in our office by 5:00 p.m. on June 7, 2006. The requirement of a signed document makes it impossible to accept email comments for consideration at this time. Comments will be considered in the formulation of all final determinations regarding the applications. If response to this notice indicates significant public interest, a public meeting or hearing may be held after due notice for the purpose of receiving public comment on the proposed permit or determination. Public hearings and/or issuance of the permit will be conducted or processed according to 10 CSR 20-6.020.

Copies of all draft permits and other information including copies of applicable regulations are available for inspection and copying at DNR's website, <http://www.dnr.mo.gov/env/wpp/wpcp-pn.htm>, or at the Department of Natural Resources, Southeast Regional Office, 2155 N. Westwood Blvd., Poplar Bluff, Missouri, 63901, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday.

Public Notice Date: May 5, 2006
Permit Number: MO-0002828
Southeast Regional Office

FACILITY NAME AND ADDRESS	NAME AND ADDRESS OF OWNER
Dairy Farmers of America 950 Metrecal St. Cabool, MO 65689	Dairy Farmers of America, Inc. 10220 N. Ambassador Plaza Kansas City, MO 64190
RECEIVING STREAM & LEGAL DESCRIPTION	TYPE OF DISCHARGE
Big Piney River (U) NE ¼, SE ¼, Sec. 11, T28N, R11W, Texas County	Industrial, reissue

STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES

MISSOURI CLEAN WATER COMMISSION



MISSOURI STATE OPERATING PERMIT

In compliance with the Missouri Clean Water Law, (Chapter 644 R.S. Mo. as amended, hereinafter, the Law), and the Federal Water Pollution Control Act (Public Law 92-500, 92nd Congress) as amended,

Permit No. MO-0002828

Owner: Dairy Farmers of America, Inc.
Address: 10220 N. Ambassador Plaza, Kansas City, MO 64190

Continuing Authority: Dairy Farmers of America, Inc.
Address: 3233 E. Chestnut Expressway, Springfield, MO 65802

Facility Name: Dairy Farmers of America
Facility Address: 950 Metrecal St., Cabool, MO 65689

Legal Description: NE ¼, SE ¼, Sec. 11, T28N, R11W, Texas County
Latitude/Longitude: See page two

Receiving Stream: Big Piney River (U)
First Classified Stream and ID: Big Piney River R2 (P)(1578)
USGS Basin & Sub-watershed No.: (10290202-010001)

is authorized to discharge from the facility described herein, in accordance with the effluent limitations and monitoring requirements as set forth herein:

FACILITY DESCRIPTION

Outfall #001 - Industry - SIC #2023

Stormwater runoff.

Design flow is 90,000 gallons per day.

Outfall #002 - Eliminated

Outfall #003 - Stormwater runoff and intermittent flows from the condenser docks.

Design flow is 90,500 gallons per day.

Daily average flow is 500 gallons per day plus stormwater runoff

Outfall #004 - Stormwater runoff.

Design flow is 120,000 gallons per day.

Outfall #005 - Industrial sludge is land applied.

This permit authorizes only wastewater discharges under the Missouri Clean Water Law and the National Pollutant Discharge Elimination System; it does not apply to other regulated areas. This permit may be appealed in accordance with Section 644.051.6 of the Law.

Effective Date

Doyle Childers, Director, Department of Natural Resources
Executive Secretary, Clean Water Commission

Expiration Date
MO 780-0041 (10-93)

Gary L. Gaines, P.E., Director, Southeast Regional Office

Latitude/Longitude: (continued)

Outfall #001 - +3707095/-09206223

Outfall #003 - +3709095/-09206255

Outfall #004 - +3707095/-09206266

Outfall #005 - +3707121/-09206093

DRAFT

					PAGE NUMBER 3 of 6	
A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS					PERMIT NUMBER MO-0002828	
The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The final effluent limitations shall become effective upon issuance and remain in effect until the day prior to expiration of the permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:						
OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
<u>Outfall #001</u>						
Flow	MGD	*		*	once/month	24 hr. estimate
Settleable Solids	mg/L	1.0		30	once/month	grab
pH - Units	SU	***		***	once/month	grab
Oil & Grease	mg/L	20		15	once/quarter**	grab
Ammonia	mg/L	3.0			once/quarter**	grab
Chemical Oxygen Demand	mg/L	90		90	once/quarter**	grab
<u>Outfall #002 - Eliminated</u>						
<u>Outfall #003</u>						
Flow	MGD	*		*	once/month	24 hr. estimate
Settleable Solids	mg/L	1.0			once/month	grab
PH - Units	SU	***		***	once/month	grab
Temperature	°C	90		90	once/month	grab
Oil & Grease	mg/L	20		15	once/quarter**	grab
Ammonia	mg/L	3.0			once/quarter**	grab
Chemical Oxygen Demand	mg/L	90		90	once/quarter**	grab
MONITORING REPORTS SHALL BE SUBMITTED <u>QUARTERLY</u> ; THE FIRST REPORT IS DUE _____.						
<u>Outfall #004</u>						
Flow	MGD	*		*	once/year in April	24 hr. estimate
Settleable Solids	mg/L	1.0		1.0	once/year in April	grab
PH - Units	SU	***		***	once/year in April	grab
MONITORING REPORTS SHALL BE SUBMITTED _____; THE FIRST REPORT IS DUE _____. THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.						
B. STANDARD CONDITIONS						
IN ADDITION TO SPECIFIED CONDITIONS STATED HEREIN, THIS PERMIT IS SUBJECT TO THE ATTACHED <u>Part I</u> STANDARD CONDITIONS DATED <u>October 1, 1980</u> , AND HEREBY INCORPORATED AS THOUGH FULLY SET FORTH HEREIN.						

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS				PAGE NUMBER 4 of 6		
				PERMIT NUMBER MO-0002828		
The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The final effluent limitations shall become effective upon issuance and remain in effect until the day prior to expiration of the permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below.						
OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
Outfall #005 - Sludge to be land applied - Note 1						
Total Solids	%	*			once/day	composite
Ammonia as N	mg/kg	*			once/month	composite
Nitrogen, Organic, Total (as N)	mg/kg	*			once/month	composite
Nitrate/Nitrite as N	mg/kg	*			once/quarter**	composite
Phosphorus, Total	mg/kg	*			once/quarter**	composite
Potassium, Total	mg/kg	*			once/quarter**	composite
Sodium, Total	mg/kg	*			once/quarter**	composite
Chlorides, Total	mg/kg	*			once/quarter**	composite
MONITORING REPORTS SHALL BE SUBMITTED _____; THE FIRST REPORT IS DUE _____. THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.						
B. STANDARD CONDITIONS						
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MO 780-0010 (8/91)

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (continued)

- * Monitor and report.
- ** Sample at least once per quarter and submit report in the months of January, April, July & October.
- *** pH is measured in pH units and is not to be averaged. The pH is limited to the range of 6.0-9.0 pH units.

Note 1 - Composite sample shall consist of at least seven sub-samples collected within an eight-hour period. Milligram/kilogram shall be reported as dry weight.

C. SPECIAL CONDITIONS

1. This permit may be reopened and modified, or alternatively revoked and reissued, to:
 - (a) Comply with any applicable effluent standard or limitation issued or approved under Sections 301(b)(2)(C) and (D), 304(b)(2), and 307(a) (2) of the Clean Water Act, if the effluent standard or limitation so issued or approved:
 - (1) contains different conditions or is otherwise more stringent than any effluent limitation in the permit; or
 - (2) controls any pollutant not limited in the permit.
 - (b) Incorporate new or modified effluent limitations or other conditions, if the result of a waste load allocation study, toxicity test or other information indicates changes are necessary to assure compliance with Missouri's Water Quality Standards.
 - (c) Incorporate new or modified effluent limitations or other conditions if, as the result of a watershed analysis, a Total Maximum Daily Load (TMDL) limitation is developed for the receiving waters which are currently included in Missouri's list of waters of the state not fully achieving the state's water quality standards, also called the 303(d) list.

The permit as modified or reissued under this paragraph shall also contain any other requirements of the Clean Water Act then applicable.

2. All outfalls must be clearly marked in the field.
3. Permittee will cease discharge by connection to areawide wastewater treatment system within 90 days of notice of its availability.
4. Changes in Discharges of Toxic Substances

The permittee shall notify the Director as soon as it knows or has reason to believe:

- (a) That any activity has occurred or will occur which would result in the discharge of any toxic pollutant which is not limited in the permit, if that discharge will exceed the highest of the following "notification levels:"
 - (1) One hundred micrograms per liter (100 µg/L);
 - (2) Two hundred micrograms per liter (200 µg/L) for acrolein and acrylonitrile; five hundred micrograms per liter (500 µg/L) for 2,5 dinitrophenol and for 2-methyl-4, 6-dinitrophenol; and one milligram per liter (1 mg/L) for antimony;
 - (3) Five (5) times the maximum concentration value reported for the pollutant in the permit application;
 - (4) The level established in Part A of the permit by the Director.
 - (b) That they have begun or expect to begin to use or manufacture as an intermediate or final product or byproduct any toxic pollutant, which was not reported in the permit application.
5. Report as no-discharge when a discharge does not occur during the report period.

C. SPECIAL CONDITIONS (continued)

6. General Criteria. The following water quality criteria shall be applicable to all waters of the state at all times including mixing zones. No water contaminant, by itself or in combination with other substances, shall prevent the waters of the state from meeting the following conditions:
- (a) Waters shall be free from substances in sufficient amounts to cause the formation of putrescent, unsightly or harmful bottom deposits or prevent full maintenance of beneficial uses;
 - (b) Waters shall be free from oil, scum and floating debris in sufficient amounts to be unsightly or prevent full maintenance of beneficial uses;
 - (c) Waters shall be free from substances in sufficient amounts to cause unsightly color or turbidity, offensive odor or prevent full maintenance of beneficial uses;
 - (d) Waters shall be free from substances or conditions in sufficient amounts to result in toxicity to human, animal or aquatic life;
 - (e) There shall be no significant human health hazard from incidental contact with the water;
 - (f) There shall be no acute toxicity to livestock or wildlife watering;
 - (g) Waters shall be free from physical, chemical or hydrologic changes that would impair the natural biological community;
 - (h) Waters shall be free from used tires, car bodies, appliances, demolition debris, used vehicles or equipment and solid waste as defined in Missouri's Solid Waste Law, section 260.200, RSMo, except as the use of such materials is specifically permitted pursuant to section 260.200-260.247.
7. Sludge and Biosolids Use For Domestic Wastewater Treatment Facilities
- (a) Permittee shall comply with the pollutant limitations, monitoring, reporting, and other requirements in accordance with the attached permit Standard Conditions.
 - (b) If sludge is not removed by a contract hauler, permittee is authorized to land apply biosolids that are removed from the domestic wastewater treatment lagoon during lagoon clean-out and maintenance activities. Permit Standard Conditions, Part III shall apply to the land application of biosolids. Permittee shall notify the department at least 180 days prior to the planned removal of biosolids from the lagoon. The department may require submittal of a biosolids management plan for department review and approval as determined appropriate on a case-by-case basis.